(5)

C/F 1000/-

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P. No. : 1940/ 2001.

IN THE MATTERS BETWEEN : -

R.P.Baya S/O Late Sri Anand Ram,
Aged- 63 years, Retd. M.C.M/PRO/
PSI/TRD/B&P, R/O -
Kalyan Sagarpara, Gandhi Mandir-
Ward, Bhattapara, Distt. Raipur,
CHHATISGARH.

..... **Petetioner .**

VERSUS

1. Union Of India, through
the General Manager, S.E.Rly.
Gardenreach , Kolkata.
2. Divisional Railway Manager,
S.E.Rly. DRM-Office, Rly.Settlement,
Bilaspur (C.G.)
3. Sr. Divisional Personnel Officer,
S.E.Rly., DRM-Office, Rly. Settlement,
Bilaspur (C.G.).

P.R. No. 1680/01
Presented by Shri A.Shaik
Dated 25-8-2001

..... **Respondents .**

PETETION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA.

NOTARY (2119) KU

XI-HC-22

(२५)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. No. 1940 सन् 2001

.....विरुद्ध.....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

21.06.2002

Shri V.D. Vajpai, counsel for the petitioner.

Shri Vinay Harit, appears and takes notice on behalf of the respondents.

Heard.

By this writ petition filed under Article 226/227 of the Constitution of India, petitioner prays for a direction commanding the respondents to offer employment to the ward of petitioner under the Voluntary Retirement Scheme 1989 whereby he voluntarily retired from service w.e.f 20.06.1991 and further to pay the legally admissible dues payable to the petitioner in pursuance of the said Scheme 1989.

Petitioner submits that he had offered voluntary retirement subject to the offer of employment to his son under the Voluntary Retirement Scheme 1989. Thereafter, he made several representations to the respondent authorities, but no action has been taken so far. He further submits that similarly situated employees who have offered voluntary retirement like petitioner, have been offered employment to their wards in lieu of Voluntary Retirement Scheme 1989, but the case of petitioner's son for employment has not yet been considered. It is further submitted by the petitioner that by offering voluntary retirement in the year

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XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

1991, he had to sacrifice the service period of 6-8 years and the benefits of 5th Pay Commission.

Having considered the facts and circumstances of the case and material on record it is directed that the petitioner may file representation afresh alongwith a copy of this order and a copy of this petition before respondents within a period of 15 days and in case such a representation is submitted then the respondents shall consider the same, shall pass a reasoned order expeditiously preferably within two months from the date of filing of representation.

If the petitioner deems that any adverse order is passed against his interests, he shall be at liberty to file/renew his prayer afresh.

With the direction/observation aforesaid, this petition is disposed of.

Certified Photocopy be supplied.

Sd/-
Fakhruddin
Judge

/Rao/

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